

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
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**COMPLAINT OF TIME WARNER TELECOM)
AGAINST AMERITECH INDIANA REGARDING)
ITS UNLAWFUL MARKET PRACTICE OF ISSUING)
EQUIPMENT VOUCHERS IN VIOLATION OF)
THE INDIANA CODE AND OPPORTUNITY)
INDIANA II AND PETITION FOR EMERGENCY)
SUSPENSION OF ANY AND ALL AMERITECH)
INDIANA EQUIPMENT VOUCHER MARKETING)
PRACTICES PENDING COMMISSION)
INVESTIGATION)**

FILED

MAR 26 2003

INDIANA UTILITY REGULATORY COMMISSION

CAUSE NO. 42236

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") makes the following entry in this Cause.

On March 19, 2003, Indiana Bell Telephone Company, Incorporated ("Respondent") filed its *First Unopposed Motion for Extension of Procedural Schedule* ("Motion"), seeking an extension of the prefiling deadlines, and of the evidentiary hearing currently scheduled to commence on June 23, 2003. The evidentiary hearing is scheduled for two (2) days. The Motion indicates that despite the parties' agreement, as expressed in the December 18, 2002 third unopposed motion of Time Warner Telecom for a continuance of the evidentiary hearing from April 2, 2003, to on or about June 3, 2003, the Presiding Officers, in a January 3, 2003 Docket Entry rescheduled the evidentiary hearing for June 23, 2003. The Motion, filed approximately seventy-five (75) days after the evidentiary hearing in this Cause had been rescheduled to June 23, 2003, goes on to request, due to two (2) of Respondent's witnesses being unavailable the week of June 23, 2003, and "consistent with the previous agreements of the parties," that the evidentiary hearing date be changed to June 11, 2003. Finally, the Motion requests that, if June 11, 2003, is not an available hearing date for the Commission that an informal attorneys' conference be held to determine a new hearing date.

Respondent's request to extend the prefiling deadlines is granted. The remainder of the prefiling schedule in this Cause is modified as follows:

Respondent's Prefiling Date	April 14, 2003
OUC's/Intervenors' Prefiling Date	April 28, 2003
Respondent's Response to OUC Prefiling Date	May 14, 2003
Complainant's Rebuttal Prefiling Date	May 21, 2003


Respondent's request to reschedule the evidentiary hearing to June 11, 2003, is denied. Consideration of the Commission's hearing schedule and the Presiding Officers' schedules sometimes does not permit acceptance of the parties' agreement as to when a hearing should occur. As with all of the continuances that have been sought and granted in this proceeding, a requested continuance, if granted, will be rescheduled as close as possible to a requested date, following consideration of the Commission's hearing schedule and the Presiding Officers' schedules. Based on such considerations, the current hearing date was selected following a determination that no two (2) consecutive days are available between the requested date (on or about June 3, 2003) and the date selected. Obviously, alternate dates can be proposed in a motion to continue, and the parties are welcome to communicate with the Presiding Administrative Law Judge about the availability of continuance dates prior to filing a motion.

IT IS SO ORDERED.



William G. Divine, Administrative Law Judge

Dated: March 26, 2003



Pamela White
Acting Secretary to the Commission